



STATE OF MICHIGAN  
NATURAL RESOURCES COMMISSION  
LANSING



JENNIFER M. GRANHOLM  
GOVERNOR

February 6, 2004

Memorandum to the Natural Resources Commission:

SUBJECT: Interim Order on Supplemental Deer Feeding in the Upper Peninsula

Authority:

The Natural Resources and Environmental Protection Act, 1994 PA 451, as amended, authorizes the Commission to issue orders to manage the feeding of deer and elk.

Discussion and Background:

As requested by the Natural Resources Commission, this Interim Order allows for the supplemental feeding of deer in Ontonagon, Houghton, Keweenaw, Baraga, Alger, Luce, and those portions of Marquette and Chippewa counties north of the T43N-T44N boundary line. Supplemental feeding will be allowed by permit from the Monday following January 1 and shall not extend beyond May 15. Permits will be issued by the Department of Natural Resources so long as the applicant has permission from the landowner or the land administrator; the feed is placed away from livestock, specific agricultural crops, and at least ¼ mile from paved public roads. Feed is limited to grains or pelletized food that is scattered or dispersed on the ground. Permittees are required to report to the Department on their feeding activities by May 30, 2004.

Individuals or groups who feed deer under permit will assist the Department with the collection of deer tissue samples for disease surveillance efforts.

Recommendation:

This order has been prepared as requested by the Commission.

Rebecca A. Humphries, Chief  
Wildlife Division

Alan Marble, Acting Chief  
Law Enforcement Division

George E. Burgoyne, Jr.  
Resource Management Deputy

# **INTERIM ORDER**

## **Amendment No. 2 of 2004**

Under the authority of sections 40108, 40111a, and 40113a, Act 451 of the Public Acts of 1994, as amended, being sections 324.40108, 324.40111a, and 324.40113a of the Michigan Compiled Laws, the Natural Resources Commission ordered that effective February 6, 2004, and remaining effective until May 31, 2004, the following section of the Wildlife Conservation Order shall read as follows:

### **3.100c Supplemental feeding of deer, exception to section 3.100a, counties listed, conditions .**

Sec. 3.100c. (1) Notwithstanding the provisions of section 3.100a regarding the supplemental feeding of deer, a person may engage in the supplemental feeding of deer in Ontonagon, Houghton, Keweenaw, Baraga, Alger, Luce, and those portions of Marquette and Chippewa counties north of the T43N-T44N boundary line if all of the following conditions are met:

(a) Prior to placing any feed, the person first acquires permission of the respective public land administrator and private property owner and a supplemental deer feeding permit issued by a department wildlife biologist. A person engaged in supplemental deer feeding shall possess a copy of the supplemental deer feeding permit and shall produce the permit upon the request of a conservation officer.

(b) The supplemental deer feeding is conducted in compliance with all of the following criteria:

(i) The placement of feed shall not begin prior to the Monday following January 1 and shall not extend beyond May 15 unless otherwise specified in the supplemental deer feeding permit.

(ii) All feed shall be placed  $\frac{1}{4}$  mile or more from the nearest paved public highway unless otherwise specified in the supplemental deer feeding permit.

(iii) All feed shall be placed at least 1 mile from cattle, goats, sheep, new world camelids, bison, swine, horses, or captive cervidae unless otherwise specified in the supplemental deer feeding permit.

(iv) All feed shall be placed at least 1 mile from wheat fields, potato fields, commercial fruit orchards, commercial plantings of nursery stock or Christmas trees, unless otherwise specified in the supplemental deer feeding permit.

(v) The feed shall consist solely of grains and pelletized food materials containing no animal protein which is scattered or dispersed directly upon the ground to a depth which shall not exceed 3 inches.

(c) A person issued a supplemental deer feeding permit shall agree to assist the department in the collection of deer tissue samples for disease surveillance.

(d) A person issued a supplemental deer feeding permit shall report by May 30 the quantity and type of feed used, dates and duration of feeding, and other information as may be specified in the supplemental feeding permit. The department shall report to the commission the number of permits issued, quantity of feed used, and other relevant supplemental deer feeding information.

Issued this 6<sup>th</sup> day of February, 2004.

Approved as to matters over which the Natural Resources Commission has authority.

Keith J. Charters, Chairman  
Natural Resources Commission